

WEDNESDAY, 9 o'clock, A. M., January 9th, 1850.

The Senate was called to order by the President. Senators present: Messrs. Burleson, Cooke, Davis, Gage, Grimes, Hart, Latimer, McRae, Moffett, Parker, Phillips, Portis, Taylor, Truit, Van Derlip, Walker and Wallace. The journals of yesterday were read and adopted.

Mr. Burleson presented the petition of Leander Brown; read, and, on motion of Mr. Burleson, referred to the committee on Private Land Claims.

Mr. Wallace, chairman of the committee on Enrolled Bills, reported that a bill to authorize the Commissioner of the General Land Office to issue a head-right certificate, first class, for one league and labor of land to James Taylor, and one-third of a league to the heirs of William Irwin Lewis, was presented, on this day, to the Governor for his approval.

Mr. Grimes made the following report:

Austin, January 9, 1850.

To the Hon. John A. Greer,

*President of the Senate:*

The undersigned members of the joint committee raised by the Senate and House for Representatives for the purpose of destroying certain land scrip, loan bonds and other liabilities of the late Republic of Texas now remaining in the Comptroller's office, proceeded, on the 5th instant, to receive, from the Comptroller, 2278 pieces of land scrip, amounting in all, 1,260,280 acres,

450 sterling bonds for £500 each,	amount to	£225,000
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453 " " " £100 " "		45,300
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923 8 per cent., certificates for \$100 each,	amount to	\$92,300
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593 8 and 10 per cent., certificates for \$500 each,	amt to	296,500
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584 10 per cent., certificates for \$100 each	"	58,400
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The bonds and certificates, with coupons attached, which land scrip, bonds and certificates we caused to be burnt and utterly destroyed; an abstract of which we submit, and recommend it be filed among the archives of the Senate.

JESSE GRIMES,  
A. M. TRUIT,  
ELISHA E. LOTT.

## REPORT

*Of the Joint Committee, appointed under a Joint Resolution, approved December, A. D. 1849, to destroy Land Scrip and Blank Bonds returned to the Comptroller's Office.*

Issued to Jno. K. Allen, Nos. 1 to 160 of scrip of 640 acres each, making 102,400 acres, dated 24th June, 1837 : original.

Also, issued to same, Nos. 235 to 361, of 640 acres, "

" " " " 363 " 543 " " "

" " " " 192 " 254 " " "

Total 551 pieces ; 327,040 acres.

Issued to David White Nos. 132 to 136 and 140 of scrip of 320 acres, making 1,920 acres, dated 12th Dec., 1836 : original.

Also, issued to same, Nos. 233 to 235 and 231, of 640 acres "

" " " " 86, 87, 102, 103, 106, 109 and 112, of 640 acres, original.

Also, issued to same, Nos. 15, 18, 20 to 26, 62, to 64, 67, 69, 70, 71, 111, 114 to 125, 128, to 133, 135, 154 to 163, 168 to 205, 213, 217, 219 to 224, 226, 227, 229, 230, 240 to 247, of 640 acres, original.

Also, issued to same, Nos. 3, 4, 36, 42 to 44, 46 to 61, 63 to 84, 101, 113, 116, 120, 122, 124 to 129, 141, 142, 143, 145, 146, 147, 150, 151, 152, 154 to 161, 164 and 169, of 320 acres, original.

Total 198 pieces ; 98,880 acres.

Issued to Thomas Toby, Nos. 749 to 752, 804, 813 to 815, 819, 820, 873 to 876, 878 to 880, 885, 892, 893, 896 and 897 of scrip of 640 acres each, making 14,080, dated 10th Oct., 1836 : original.

Also, issued to same, Nos. 100 to 150, of 320 acres, dated December 20th, 1836 : original.

Also, issued to same, Nos. 700 to 763, of 320 acres, original.

" " " " " 3, 33, 4, 179, 764, 767, 776, 777, 150 to 200, 269 to 299, 361 to 399, 515 to 531, 550 to 600, 532 to 537, 546 to 550, 601 to 667, 678 and 679, of 320 acres, original.

Also, issued to same, Nos. 98, 113 to 116, 118, 120, of 640 acres, original.

Also, issued to same, Nos. 783 to 809, 682 to 700, 541 to 545, of 320 acres, original.

Also, issued to same, Nos. 99, 100, 122 to 138, 243 to 351, of 640 acres, original.

Also, issued to same, Nos. 340 to 344, 335 to 338, 327, 329, 330 and 331, of 320 acres, original.

Also, issued to same, Nos. 633, 635 to 643, 645 to 649, of 640 acres, Oct. 10, 1836 : original.



Also, issued to same, Nos. 507, 508, 539, 540, 511, 93, 94, 95, 97, 357, 361, 362, 364 to 375, 377, 378, 379, 380, 381, of 640 acres, Dec. 20, 1836: original.

Also, issued to same, Nos. 127, 135, 259, 294, 296 to 300, 307, 315 to 319, of 640 acres, dated 9th August, 1836, original.

Also, issued to same, Nos. 275 to 290, of 640 acres, original.

" " " " " 100 to 149, " " " Aug. 8th, 1836, original.

Also, issued to same, Nos. 201 to 250, of 320 acres 20th Dec. 1836, original.

Total 775 pieces; 338,240 acres.

Issued to Thomas Toby, No. 1 of scrip of 1,000 acres, dated Aug. 18, 1736: duplicate.

Also, issued to same, Nos. 623 to 632, of 640 acres, dated 10th Oct., 1836, duplicate.

Also, issued to same, Nos. 590 to 622, of 640 acres, dated 26th Sept., 1836, duplicate.

Also, issued to same, Nos. 39 to 68, of 640 acres, dated July 13th, 1836, duplicate.

Also, issued to same, Nos. 16 and 17, of 640 acres, dated 9th July, 1836, duplicate.

Also, issued to same, Nos. 1 to 15, of 640 acres, dated 21st June, 1836, duplicate.

Also, issued to same, Nos. 73 and 74, of 640 acres, dated 6th Aug., 1836, duplicate.

Also, issued to same, Nos. 70, 71 and 72, of 640 acres, dated 20th July, 1836, duplicate.

Also, issued to same, Nos. 728 to 778, of 640 acres, dated 10th Oct., 1836, duplicate.

Also, issued to same, Nos. 352 to 361, of 640 acres, dated 17th August, 1836, duplicate.

Also, issued to same, Nos. 490 to 589, of 640 acres, dated 2d September, 1836, duplicate.

Also, issued to same, Nos. 633 to 651, of 640 acres, dated 10th October, 1836, duplicate.

Also, issued to same, Nos. 476 to 449, of 640 acres, dated 12th August, duplicate.

Also, issued to same, No. 69, of 640 acres, dated 14th July, 1836, duplicate.

Also, issued to same, Nos. 829 to 897, of 640 acres, dated 10th October, 1836, duplicate.

Also, issued to same, Nos. 19 to 38, of 640 acres, dated 13th July, 1836, duplicate.



Also, issued to same, Nos. 101 to 149, of 640 acres, dated 8th August, 1836, duplicate.

Also, issued to same, Nos. 150 to 199, of 640 acres, duplicate.

" " " " " 200 to 249, of " " dated 9th August, 1836, duplicate.

Also, issued to same, Nos. 250 to 299, of 640 acres, duplicate.

" " " " " 300 to 349, " " " dated 10th August, 1836: duplicate.

Also, issued to same, Nos. 350 to 351, of 640 acres, duplicate.

" " " " " 377 to 395, 451 to 475, of 640 acres, duplicate.

Also, issued to same, Nos. 396 to 450, of 640 acres, duplicate.

Also, issued to same, Nos. 75 to 99, of 640 acres, dated 8th August, 1836, duplicate.

Also, issued to same, Nos. 656 to 698, of 640 acres, dated 10th October, 1836, duplicate.

Total 788 pieces; 492,280 acres.

Issued to Blank, Nos. 1, 3, 5, 9, 13 and 14 of scrip of 640 acres each, making 3,840 acres, dated 1st Oct., 1836, duplicate.

450 sterling bonds for £500 (each) a \$———, with interest, coupons attached.

453 sterling bonds for £100 (each) a \$———, with interest, coupons attached.

923 eight per cent., pay certificates for \$100 (each) par, \$92,300, with interest, coupons attached.

593 eight and ten per cent., bonds for \$500 (each) par, \$296,500, with interest, coupons attached.

584 ten per cent., bonds for \$100 (each) par, \$58,400, with interest, coupons attached.

Total 3003 pieces; total amount \$———.

#### RECAPITULATION.

No. of pieces,	To whom issued,	No. of series,	No. of acres,	Original or Duplicate.
511	J. K. Allen, ag't,	———	327,000,	Original.
198	David White,	———	98,880,	do
775	Thomas Toby,	1st	338,240,	do
788	do	2d	492,280,	Duplicates.
6	Blank,	1st	3,840,	
2278	Total No. of acres			1,260,280

Mr. Latimer, from the committee on Internal Improvements, to whom was referred a joint resolution, relative to the removal of obstructions to the navigation of Red River, reported the same

back to the Senate, with the following amendments, and recommended its adoption and the passage of the bill.

*Amendment.*

In 1st sec., 10th line, insert after "commerce" "for the term of 15 years, and not to exceed ten cents per bale of cotton or five cents per barrel by measurement of other freight."

Mr. Wallace, chairman of the committee on Enrolled Bills, reported a bill to authorize and require the Commissioner of the General Land Office to issue patents on land claims located in three surveys in certain cases, and a bill to incorporate Rio Grande city, correctly enrolled.

Mr. Cooke introduced a bill to authorize and require the district surveyors of this State to appoint deputies to attend to the duties of their offices during their absence therefrom; read first time.

Mr. Wallace introduced the following joint resolutions,

Instructing our Senators and requesting our Representatives in the Congress of the United States to demand and receive an equivalent of the United States for the Texian territory north of 36 degrees 30 minutes; and if they fail therein, then to demand of the United States the immediate suppression of their military government within the territory of Texas, and to demand and receive from the United States payment for the navy, magazines, arms, armaments and munitions of war transferred to the United States, under the terms of annexation, by Texas, and for which she has never received any equivalent whatever from the United States; read first time.

*Whereas*, The political philosophy of modern times has corrected many of the errors which were inculcated by spears and scimitars in barbarous and half-civilized ages, and now demonstrates satisfactorily to the enlightened in every zone, that rational government is instituted by mankind to protect the weak against the unjust encroachments of the strong, and is not designed solely to impart honor to the ambitious, or to elevate the favorites of Fortune to unmerited distinctions, or to confer power on the vindictive, imbecile, prejudiced partizan; and *whereas*, man is a social animal, and seeks a residence in cities, in preference to abiding in caves and clefts upon the mountain's brow, or in the sequestered gloomy forest's shade; and *whereas*, man unites with man for sake of strength to resist oppression and arrest aggression; and *whereas*, by such association man relinquishes a title only to acquire more, and never the whole for a part without the power to increase it; and *whereas*, it is violative of the implied terms of the



contract, according to the gilded law on Nature's page, to form combinations prejudicial to the equal rights of any original party; therefore,

Sec. 1. *Be it resolved by the Legislature of the State of Texas,* That the people of Texas allured west of the Sabine by the entreaties of Mexico to succor and support her by their arms against the mountain and prairie savages, were deluded and deceived into insecurity and oppression by the faithlessness of those whom they had defended; and to redress their grievances and regain the liberty of which they had been despoiled, resorted to the unalienable right of self protection, and thereby after revolutionizing the country which they inhabit, declared themselves a *free, sovereign and independent people.*

Sec. 2. *Be it further resolved,* That the free and sovereign people of the present State of Texas solemnly declared Texas to be an independent Republic, including all the territory lying between the Rio Grande on the west and the United States on the east, and between the Gulf of Mexico on the south and the 42<sup>o</sup> of north latitude.

Sec. 3. *Be it further resolved,* That in her infancy Texas appealed to the country which her *distressed and impoverished sons and daughters* claimed with pride as their native land, as a land of freedom, of magnanimity and of generosity; but that country slumbered in her own security; her freedom had made her redolent with its fruits; pride had usurped the place of magnanimity, and her generosity reposed in the "dark valley of the shadow of death," and the appeal of Texas was placed on the footstool of power for a season.

Sec. 4. *Be it further resolved,* That Texas was recognized by the most powerful, magnanimous and enlightened nations in the world to be a free, a sovereign and an independent Republic as she had declared herself to be; and that thereafter the United States *followed* the glorious examples set by European *monarchies*, and recognized her in her *established* character of a sovereign nation, with well defined metes and bounds.

Sec. 5. *Be it further resolved,* That independent Texas claimed admission into the Union by the ties of consanguinity and territorial affinity and proposed to convey to her ancestral kinfolk a vast domain for only glittering dust enough to pay for the coarse and scanty food consumed by her heroes, while expelling from their country a people whom it required a Harney, a Worth and a Scott to subdue—the dust was put in one balance, Texas and her domain in the other, and selfishness exclaimed "Texas, tarry till thy beard be grown."



Sec. 6. *Be it further resolved*, That the Texian struggle for independence was successful, that the clangor of arms was no longer heard within her limits; that her late foe, Mexico, was treating with her for peace and only insisted that Texas would remain sovereign and not unite as a State with the United States, when the Republic of the United States, by promises as fair as lover ever made to coy damsel, wooed and won her guileless heart.

Sec. 7. *Be it further resolved*, That by hearkening to the Syren's song, suspicion was aroused in the bosom of Mexico, and she threatened long and loud to unite with the Indians and wage anew, in its most horrid form, against Texas, a war of extermination whose rules adapted to the savage Indians' taste would not be mitigated in favor of women and children; Texas was not prepared to remove these beyond danger, and accepted terms of union under which the United States are now *dispensing justice* to her as *the Lion did to the Jackall*.

Sec. 8. *Be it further resolved*, That as Texas is only able to resist and restrain the unwarrantable, oppressive, flagitious and disgraceful appropriation of her domain by the United States, by words, for the lack of other means, our Senators be instructed and our Representatives be requested, without delay, to ask for, demand and receive of the United States a full fair and suitable equivalent for Texas for that portion of her public domain lying north of 36° 30 min., and in which no county organization has been made by Texas, in consequence of the establishment and maintainence of a military government there by the United States, contrary to the will and despite of the remonstrance of said State through her chief executive officer.

Sec. 9. *Be it further resolved*, That if the said Senators and Representatives fail to accomplish what is contemplated in the 8th section hereof, that they demand of the United States Government the immediate suppression of said military government within the limits of Texas and full compensation and pay in money for the navy, arms, ammunition, armaments, magazines and munitions of war received under the terms of annexation, and yet unpaid for, as being necessary in the present emergency to enable Texas with greater ease to enforce her jurisdiction within all the territory which *rightfully* belongs to her.

Sec. 10. *Be it further resolved*, That the Legislature of the State of Texas most solemnly protests in the name of said State against any further interposition of obstacles and impediments by the Government of the United States or under its authority to the respectful reception of the State officers and to the admini-



stration of State law and to the enforcement of State mandates under her law in any portion whatever of the State domain of Texas; and more especially in that contiguous to the Rio Grande from its source to its debouchure into the Gulf of Mexico.

Sec. 11. *Be it further resolved*, That the Governor of this State be required to furnish each of our Senators and Representatives in the Congress of the United States with a copy of these resolutions.

Mr. Taylor introduced a joint resolution for the relief of Sam. G. Norvell; read first time.

Mr. Walker introduced a bill better defining the boundaries of Kaufman county; read first time.

On motion of Mr. Walker, the rule was suspended; bill read second time and referred to the committee on County Boundaries.

Mr. Cooke presented the petition of William A. Burnes; read, on motion of Mr. Cooke, referred to the committee on Private Land Claims.

#### ORDERS OF THE DAY.

Resolution of the Senate instructing the committee on the Judiciary to inquire into the propriety of passing a law authorizing the Commissioner of the General Land Office to issue patents on land surveyed on eleven league grants or any part of an eleven league grant, &c.; read and adopted.

Mr. Portis introduced preamble and joint resolution for the relief of certain persons therein named accompanied by the petition of William Primm; read first time.

Joint resolutions on the subject of slavery; read by sections.

Mr. Phillips moved to amend the 1st sections by inserting before "our" the words "some of"; upon which the yeas and nays were called, and stood as follows:

Yeas: Messrs. Davis, Grimes, Moffett, Parker, Pease, Phillips, Truit, Van Derlip, Walker and Wallace—11.

Nays:—Messrs. Burleson, Cooke, Hart, Kinney, Latimer, McRae, Portis, Robertson, Taylor and Ward—10; adopted.

Mr. Robertson moved to lay the resolutions on the table and make them the special order of the day for Saturday next; upon which the yeas and nays were called, and stood as follows:

Yeas: Messrs. Burleson, Cooke, Davis, Gage, Grimes, Hart,



Kinney, Latimer, McRae, Moffett, Parker, Portis, Robertson, Taylor, Truit, Van Derlip, Ward and Walker—18.

Nays: Messrs. Pease, Phillips and Wallace—3.

On motion of Mr. Gage, the Senate adjourned until three o'clock, p. m.

THREE O'CLOCK, P. M.

The Senate was called to order—quorum present.

Mr. Portis, from the committee on the Judiciary, to whom was referred a bill from the House of Representatives to secure to the German Emigration Company and their colonists the lands to which they may be entitled, and to adjust the liabilities of said company, reported the same back to the Senate, with the following amendments, and recommended their adoption and the passage of the bill:

*Amendments.*

Substitute for 11th section—

"That citizens of Texas, creditors of said company shall have alien in the nature of a mortgage upon the lands acquired, in accordance with this act, by conforming to the following requisites; such creditors (except those who have suits pending or obtained a judgment against said company in some one of the courts of this State or of the District Court of the United States for the District of Texas) shall file in the office of the county clerk of Bexar county a written statement of the nature of the claim against said company, and shall file therewith the obligation or evidence of such indebtedness, if the same be in writing, and if within six months from the passage of this act the said claim be not paid, the party owning the same can bring suit thereon in the District Court of said county, and upon the recovery of a final judgment, he can have execution against said lands, or a sufficiency thereof to satisfy the same. In such suits against said company, process can be served upon the agent or trustee of said company; and if they have no agent or trustee, or he cannot be found, then publication of the writ or process, by sticking a copy thereof up at the court-house door of Comal county four weeks before the return day thereof, shall be deemed and held sufficient service of such writ or process; and in suits which have been commenced, or upon which judgment may have been rendered in any of the above mentioned courts against the said company or those under whom they claim, the party prosecuting or owning the same shall not be compelled to file the same, but such creditor shall be entitled to the same lien as attaches to other creditors filing their claims from the date of his or her judgment;



and all process necessary to be issued in any such suits may be served by the proper officer as above directed, provided that creditors who have a judgment or may obtain a judgment upon suits already commenced, shall have a lien from the date of their judgment upon the lands mentioned and any other land or property belonging to said company within this State, and if the same be not paid or discharged within the said six months from the passage of this act, may have execution therefor, and may levy the same upon the said lands and property, and have the same sold or so much thereof as may be necessary to satisfy the same, provided that nothing in this act shall be so construed as to deprive the said company of any legal or equitable defence or remedy to which any citizen is entitled."

Amend 12th section by striking out the words "under the provisions of this act," and inserting "in this State."

Amend sec. 14, by adding "and at such other places as the said Commissioner may deem most convenient to those entitled to certificates."

Mr. Robertson, chairman of the committee on Private Land Claims, to whom was referred a bill for the relief of the heirs and legal representatives of William Wallace who fell at Goliad, reported the same back to the Senate, without amendment, and recommended its passage.

A bill to restore lands, sold for taxes and purchased by the State, to the former owners, together with the report of the committee on Finance offering an amendment thereto, was read; amendment adopted, and bill passed to third reading.

A bill to provide for the enumeration of the inhabitants of the State of Texas for the year 1851, together with the report of the committee on State Affairs offering amendments thereto, was read, and amendments adopted.

On motion of Mr. Van Derlip, the bill was laid on the table until to-morrow.

A bill to secure to all actual settlers within the limits of the colony granted to Peters and others, commonly known as Peters' colony, the lands to which they are entitled as colonists, was read.

The question was taken on the amendment proposed by Mr. Truit on yesterday, and amendment rejected.

Mr. Grimes moved to amend the 8th section by inserting after the word "State" "by and with the advice and consent of the Senate"; adopted.

Mr. Pease moved that the Senate's bill be adopted as a sub-



stitute for the bill; upon which the yeas and nays were called, and were as follows:

Yeas: Messrs. Gage, Pease, Phillips and Wallace—4.

Nays: Messrs. Burleson, Cooke, Grimes, Hart, Latimer, McRae, Parker, Portis, Robertson, Taylor, Van Derlip, Ward and Walker—13; rejected.

Mr. Pease offered the following amendments; which were severally adopted, and bill passed to third reading.

In the 2d section, strike out the words "settlers or colonists," and insert "persons."

In the 5th section, 5th line, strike out the word "to."

In the 12th section, 4th line, strike out all after the word "payable" to the word "conditioned" in the 5th line, and insert the words "to the State of Texas."

In the 14th section, strike out all after the word "court" in the 5th line, and insert the words following: "an appeal may be taken to the Supreme Court, on behalf of the State, and should the judgment of said District Court be affirmed; upon the mandate being returned to the District Court, a certificate shall be issued by the clerk of said court in favor of the party claiming the same in accordance with the provisions of the seventh section of this act."

In the 9th section, 4th line, after the word "witness," insert the words "and the substance of the evidence of said witnesses, together with the affidavit of the claimant."

In the 11th section, after the word "shall," in the 5th line, insert the words "examine the returns of said Commissioner and said field notes, and if the same are approved by him he shall."

Insert the following as an additional section to come in before the last section: That nothing herein contained shall be construed so as to place the contractors of said colony in a better or worse condition, in regard to the State of Texas, than they would be, if this act had not been passed."

Joint resolution to procure the passage of a law by the Congress of the United States granting pensions to certain persons who suffered in the Texas revolution, or to their indigent widows and orphans; read and passed to third reading.

A bill to create the county of McLennan; read, and, on motion of Mr. Cooke, laid on the table until Friday, the 11th instant.

A bill to authorize sheriffs to charge mileage for executing process; read second time, and, on motion of Mr. McRae, referred to the committee on Finance.



Joint resolution for the relief of David F. Webb, together with the report of the committee on Military Affairs asking to be discharged from its further consideration, was read, and report adopted.

Mr. Robertson moved to amend by inserting after "Webb" "and Lewis Kraats"; adopted.

Mr. Latimer moved to amend by inserting "Joseph Levens"; adopted.

Mr. Grimes moved to amend by striking out "for life," and inserting "for two years"; adopted.

The bill was then ordered to be engrossed.

Mr. Cooke made the following report:

COMMITTEE ROOM, January 9, 1850.

*To the Honorable President of the Senate:*

The Select committee, to whom was referred a resolution instructing the committee on Indian Affairs to enquire into and report upon the expediency of granting to Hosea Maria and the remainder of his tribe of Indians leave to occupy and cultivate three leagues of land at the pleasure of the State, and under her protection, in the county of Milam or Navarro and near the Comanche Peak, have had the same under consideration, and have instructed me to report as follows:

That the committee, upon examination, from the statements of many and the information given to a part of the committee by Major Neighbours, late Indian agent, that Hosea Maria is the chief of the Anadakos, and their associate tribe the Ionies, tribes belonging to Texas, and in amity with her. That Hosea Maria has, on several occasions, attempted to establish himself, engage in agriculture with those over whom he is the principal chief, numbering in all about two hundred souls; that he has, for a long time, lent his influence in restraining the incursions of the Comanches and other hostile tribes upon the frontiers of our State, and aided in pointing out and reclaiming the stolen property of our citizens; that he and those over whom he presides manifest a strong desire for civilization and peace—yet they have been compelled to abandon, from time to time, their huts, fields and cultivated grounds, in consequence of locations and surveys being made upon the lands they have and do now occupy.—Therefore, the committee deem it expedient that the State set apart the usufruct of three leagues of land to be taken out of the public domain in either of the counties aforesaid, and to cultivate peace with the said Hosea Maria and his associate tribe; and



this step will keep them out of our settlements. We, therefore, beg leave to report the following bill and recommend its passage.

WILDS K. COOKE, Chairman.

A bill temporarily to settle Hosea Maria, chief of the Anadako and Ionies Indians, his associates, in the county of Milam or Navarro; read first time.

A bill to authorize the county court of Jasper county to have levied and collected a special county tax to be applied exclusively to the erection of a jail and court-house for said county; read.

Mr. McRae moved to amend 1st section by adding the following proviso:

"Provided, that the county court of Jasper county shall first order an election, by giving at least twenty days' notice thereof, to ascertain whether the citizens of said county are in favor of levying such tax, and that the same shall not be levied without a majority of those voting shall be in favor of such levy"; adopted.

Mr. Wallace moved to amend by striking out "March," and inserting "May"; adopted.

The bill was then ordered to be engrossed.

A bill making an appropriation for the *pro rata* pay of Thos. P. Anderson, deceased, surgeon in the navy of the late Republic of Texas.

Mr. Pease moved to amend by striking out "5th April, 1844," and inserting "5th of February, 1844"; adopted.

The yeas and nays were called on the passage of the bill to third reading, and stood as follows:

Yeas: Messrs. Burleson, Cooke, Davis, Gage, McRae, Parker, Pease, Phillips, Portis, Robertson, Taylor, Truit, Van Derlip, Ward and Walker—15.

Nays: Messrs. Grimes, Hart, Latimer and Wallace—4.

Bill passed to third reading.

Mr. Burleson introduced a bill to extend and define the eastern boundary of Caldwell county; read first time.

On motion of Mr. Burleson, the rule was suspended; bill read second time and referred to the committee on County Boundaries.

A bill making additional appropriations of land for the purposes of education; read and passed to third reading.

A bill to amend the 3d section of an act providing for the transfer of the records of administrators to new counties, approved 13th May, 1846; read and ordered to be engrossed.



Joint resolution authorizing and requiring the Commissioner of the General Land Office to issue a certificate to J. H. Singleton for one-third of a league of land ; read and ordered to be engrossed.

Joint resolution, relative to extending the jurisdiction of the State of Texas over the south half of a certain portion of Red River ; read, and, on motion of Mr. Wallace, made the special order of the day for Friday, the 11th.

Mr. Davis moved to reconsider the vote which adopted the amendment inserting "a portion" to joint resolutions, relative to slavery.

On motion of Mr. Robertson, the motion to reconsider was laid on the table.

Joint resolution instructing our Representatives in Congress to use their efforts to obtain an appropriation for the improvement of the navigation on our south-western coast ; read and passed to third reading.

A bill to provide for the holding an election for the permanent location of the seat of Government of the State, together with the report of the committee on Finance offering amendments thereto, was read ; amendments adopted and bill passed.

On motion of Mr. Latimer, the Senate adjourned.

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THURSDAY, 9 o'clock, A. M., January 10, 1850.

The Senate was called to order by the President. Senators present : Messrs. Brashear, Cooke, Davis, Gage, Grimes, Hart, Latimer, McRae, Moffett, Parker, Phillips, Portis, Robertson, Taylor, Truit, Van Derlip, Ward, Walker and Wallace.

The journals of yesterday were read and adopted.

A message was received from the House of Representatives, informing the Senate that the House had passed the following bills and joint resolutions :

A bill to provide for distributing the reports of the decisions of the Supreme Court of this State ;

A bill for the relief of the heirs of Duncan McIntyre, deceased ;

A bill supplementary to an act entitled an act to exempt buildings and grounds designed and used for purposes of education or public worship from taxation ;